

Senate Amendment 3045

PAG LIN

1 1 Amend Senate File 117 as follows:
1 2 #1. Page 4, by inserting after line 14 the
1 3 following:
1 4 <Sec. _____. Section 669.14, Code 2009, is amended
1 5 by adding the following new subsection:
1 6 NEW SUBSECTION. 16. Any claim based upon or
1 7 arising out of the condition of a street or highway,
1 8 as defined in section 321.1, by a person participating
1 9 in a statewide touring event when the person knew or
1 10 reasonably should have known that participation in the
1 11 statewide touring event created the likelihood of
1 12 exposure to a variety of road surfaces and conditions,
1 13 unless the claim is based upon an act or omission of
1 14 an officer or employee of the state and the act or
1 15 omission constitutes actual malice or a criminal
1 16 offense. For purposes of this subsection, "statewide
1 17 touring event" means a major group bicycle ride across
1 18 Iowa, a group tractor ride, an antique car tour, or a
1 19 similar event that involves more than one area of the
1 20 state, attracts wide participation, and is likely to
1 21 contribute significantly to the economic well-being of
1 22 the state or areas of the state.
1 23 Sec. _____. Section 670.4, Code 2009, is amended by
1 24 adding the following new subsection:
1 25 NEW SUBSECTION. 16. Any claim based upon or
1 26 arising out of the condition of a street or highway,
1 27 as defined in section 321.1, by a person participating
1 28 in a statewide touring event when the person knew or
1 29 reasonably should have known that participation in the
1 30 statewide touring event created the likelihood of
1 31 exposure to a variety of road surfaces and conditions,
1 32 unless the claim is based upon an act or omission of
1 33 an officer or employee of the municipality and the act
1 34 or omission constitutes actual malice or a criminal
1 35 offense. For purposes of this subsection, "statewide
1 36 touring event" means a major group bicycle ride across
1 37 Iowa, a group tractor ride, an antique car tour, or a
1 38 similar event that involves more than one area of the
1 39 state, attracts wide participation, and is likely to
1 40 contribute significantly to the economic well-being of
1 41 the state or areas of the state.>
1 42 #2. Title page, line 3, by inserting after the
1 43 word <bicycles,> the following: <limiting the
1 44 liability of the state and municipalities for claims
1 45 brought by participants in statewide touring events
1 46 based on road conditions,>.
1 47 #3. By renumbering as necessary.
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1 49
1 50
2 1 BRAD ZAUN
2 2 SF 117.204 83
2 3 dea/nh/12482